

Assembly Bill No. 2650

CHAPTER 359

An act to amend Sections 1, 2, 3, 4, 5, 5A, 5B, 5C, 5D, 5E, 6, 7, 7.5, 8, 9, 10, 11, 12, 12.5, 13, 14, 15, 15.1, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, and 31 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941), relating to the Monterey Peninsula Airport District.

[Approved by Governor September 20, 2006. Filed with
Secretary of State September 20, 2006.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2650, Laird. Monterey Peninsula Airport District.

(1) Existing law, the Monterey Peninsula Airport District Act, establishes the Monterey Peninsula Airport District and prescribes its powers and purposes. The act authorizes the district to incur indebtedness and to issue bonds pursuant to specified provisions of law. Under the act, the total amount of outstanding bonds issued under these provisions may not exceed \$15,000,000 at any one time.

This bill would delete that limitation.

The bill would authorize the district to incur indebtedness using securitized limited obligation notes pursuant to specified existing law, and incur other types of indebtedness pursuant to specified existing laws.

(2) The act authorizes the district to maintain a police department, to adopt ordinances, resolutions, and regulations to protect the peace, health, and safety of the public in an airport of the district, as specified, and to prescribe penalties for the violation of those ordinances, resolutions, and regulations. The act makes a violation of any ordinance, resolution, or regulation a misdemeanor. The act specifies that the police powers granted to the district by these provisions are solely for the purposes of carrying out these provisions.

This bill would delete the reference to the district's police powers, and specify that the district's authority to adopt ordinances, resolutions, and regulations is for the protection of the public's peace, health, or safety in an airport of the district. The bill would make any violation of an ordinance, resolution, or regulation a misdemeanor unless, by ordinance, the district designates the violation as an infraction.

(3) The act requires the district to conduct a district election in the manner provided by law for general municipal elections and general laws, as applicable.

This bill would require the district to conduct a district election in the manner provided by the Uniform District Election Law. By establishing

duties on county elections officials in connection with district elections, the bill would impose a state-mandated local program.

(4) The act, with exceptions, requires the district to undertake, by ordinance, certain actions, including actions approving the expenditure of more than \$10,000, the acquisition or disposition of real property, and the granting of any franchise. The act requires all ordinances to be signed by the chairperson of the board of directors and to be attested to by the secretary. The act requires all members of the board of directors who are present at any meeting to vote with regard to a proposed ordinance or resolution that is pending before the board.

This bill would delete that requirement relative to those described district actions, and would require all ordinances to be signed by the chairperson or acting chairperson of the board of directors and attested to by the secretary or the acting secretary. The bill would delete the voting requirement.

(5) The act provides that the members of the board of directors, the secretary of the board, a general manager, an auditor, and district counsel are the officers of the district.

This bill would include one or more assistant managers among those district officers.

(6) The act authorizes the board of directors to grant to each of its members compensation in an amount not to exceed \$100 for attendance at each regular or special meeting of the board held within the district. The act prohibits each director from receiving compensation for more than 4 meetings in any calendar month.

This bill, instead, would authorize the board of directors to grant that amount of compensation to each director for each regular or special meeting of the board attended, or for each day's service rendered as a director at the request of the board, and would prohibit each director from receiving compensation for more than 4 days in any calendar month.

(7) The act requires a vacancy on the board of directors to be filled by appointment, and requires a successor to be elected for the unexpired term of his predecessor at the next general election.

This bill would require a vacancy to be filled pursuant to a specified provision of the Government Code.

(8) The act specifies various powers and duties that the district has in relation to levying taxes.

This bill would delete these provisions, and instead allow the district to levy benefit assessments, consistent with the California Constitution, and special taxes, pursuant to existing laws, as specified.

(9) The act requires the district auditor to draw warrants to pay demands made against the district if the demands have been approved by at least 3 members of the board of directors, and provides for the payment of those demands from depositories designated by the district for the custody of district funds.

This bill would revise those provisions to also apply to the payment of demands made against the district in the form of checks, electronic fund

transfer authorizations, or other specified means, and would exempt the payment of certain claims or demands from approval by one or more members of the board of directors.

By establishing various requirements on the district, the bill would impose a state-mandated local program.

(10) The bill would make various technical, nonsubstantive changes to the act.

(11) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

(12) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

The people of the State of California do enact as follows:

SECTION 1. Section 1 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Section 1. Monterey Peninsula Airport District Created. A public airport district is hereby created and designated as the “Monterey Peninsula Airport District.” The territory and boundaries of the district shall be all of the territory in the County of Monterey within the following boundaries:

Beginning at the mouth of the Carmelo River at the shore line of the Pacific Ocean; thence easterly up the Carmelo River to the southeast corner of Lot 1 of the Rancho Canada de la Segunda; thence north along the east line of Lot 1 of said rancho to the northeast corner of said Lot 1 on the north line of said rancho; thence east following the north line of Rancho Canada de la Segunda and the north boundary line of the James Meadow Tract to the northeast corner of the James Meadow Tract; thence northeasterly to the most easterly corner of Tract No.2 of the City Lands of Monterey on the south boundary of Laguna Seca Rancho; thence following the boundary of Laguna Seca Rancho southeasterly to the southeast corner thereof; thence north following the east boundary to the northeast corner of said Laguna Seca Rancho; thence leaving the boundary of said ranch northwesterly along a direct line connecting the northeast corner of the Laguna Seca Rancho with the northeast corner of the Noche Buena Rancho, to its intersection with the produced division line of Lots 9 and 1 of the said Noche Buena Rancho; thence west along the said produced line and boundary of said Lots 9 and 1 to the shore of the Pacific

Ocean; thence southerly and westerly along said shore line to the place of beginning. Reference is hereby made for further particulars to the Official Map of Monterey County, compiled by Lou G. Hare, 1898, on file in the office of the county recorder of Monterey County.

SEC. 2. Section 2 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 2. Purposes of Act. The purposes of this act are to empower and enable the district to acquire, own, lease, improve, operate, and maintain, or cause to be operated and maintained, a public airport or airports, with the necessary lands, devices, appurtenances, and approaches, for civil and military purposes.

SEC. 3. Section 3 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 3. Corporate Powers. The Monterey Peninsula Airport District is hereby declared to be, and established as, a body corporate and politic, and, in addition to other powers herein granted, shall have and is hereby granted all of the following powers:

(a) Perpetual Succession. To have perpetual succession.

(b) Lawsuits. To sue and be sued in the name of the district in all actions and proceedings in all courts and tribunals of competent jurisdiction.

(c) Seal. To adopt a seal and alter it at pleasure.

(d) Property. To take by grant, purchase, gift, devise or lease, hold, use, enjoy, and to lease or dispose of, real or personal property of every kind within or outside the district necessary to the full exercise of its power.

(e) Improvements. To acquire or contract to acquire lands, rights-of-way, easements, privileges and property of every kind, and construct, maintain, and operate any and all works or improvements within or outside the district necessary or proper to carry out any of the objects or purposes of this act, and to complete, extend, add to, repair, or otherwise improve, any works or improvements acquired by the district in accordance with this act.

(f) Eminent Domain. To exercise the right of eminent domain to take any property necessary to carry out any of the objects or purposes of this act.

(g) Indebtedness.

(1) To incur indebtedness and to issue bonds pursuant to Section 61126 of the Government Code.

(2) To incur indebtedness and to issue bonds pursuant to the bond provisions of the Revenue Bond Law of 1941 (Chapter 6 (commencing with Section 54300) of Part 1 of Division 2 of Title 5 of the Government Code).

(3) To incur indebtedness and to issue negotiable promissory notes pursuant to a resolution adopted by vote of a majority of the members of the district's board of directors. The amount of indebtedness under this paragraph shall not exceed one million dollars (\$1,000,000) and shall be repaid within 10 years from the date on which it is incurred.

(4) To incur indebtedness using securitized limited obligation notes pursuant to Article 7.4 (commencing with Section 53835) of Chapter 4 of Part 1 of Division 2 of Title 5 of the Government Code.

(5) To borrow money from the United States or any federal agency or department for the acquisition or improvement of land for district purposes. The district may borrow this money pursuant to a resolution adopted by vote of a majority of the members of the district's board of directors. The resolution shall specify the particular project being undertaken and the amount, term, and method of repayment of the loan. When received, the money shall be deposited in a special fund and spent only for the purposes for which the loan was approved. If a surplus remains after the completion of the project, the surplus shall be applied to repaying the loan.

(6) Notwithstanding any other provision of law, the maximum rate of interest on indebtedness issued pursuant to this subdivision shall not exceed the rate prescribed by Article 7 (commencing with Section 53530) of Chapter 3 of Part 1 of Division 2 of Title 5 of the Government Code. The interest may be fixed or variable and may be simple or compound. The interest shall be payable at the time or times determined by the district.

(h) Taxes. To cause taxes to be levied and collected for the purpose of paying any obligation of the district in accordance with this act.

(i) Exercise of Powers—Contracts. To make contracts, and to employ persons and labor, and to do all acts necessary for the full exercise of all powers vested in the district, or in any of the officers of the district, by this act.

(j) Disposal of Property. To lease, sell, or dispose of any property, or any interest in property, acquired in fee, or otherwise, whenever in the judgment of the board of directors the property, or any interest or part of the property, is no longer required for the purposes of the district, or may be leased for any purpose without interfering with the use of the property for the purposes of the district, and to pay any compensation received for the property into the general fund of the district and use the compensation for the purposes of this act.

(k) Operation and Concession Agreements. To make contracts for the operation or maintenance of any airport of the district, or for any concession thereupon necessary or convenient to the district.

(l) Police Powers of District.

(1) To equip and maintain a police department, to adopt ordinances, resolutions, and regulations for the protection of the public peace, health, or safety, in or upon any airport of the district, or in or upon any approach to the airport, owned or controlled by the district and to prescribe penalties for the violation of those ordinances, resolutions, or regulations.

(2) Violation of any ordinance, resolution, or regulation shall constitute a misdemeanor, unless, by ordinance, the district designates the violation as an infraction.

(m) General Powers. To possess and exercise all powers necessary or appropriate to a public airport district that are not prohibited by the California Constitution, including all powers granted by, or that may be hereafter granted by, any general law of the state to any public airport district and all powers incidental to, and necessary or convenient in connection with, the exercise of the powers generally or specifically granted to the district by this act.

SEC. 4. Section 4 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 4. Board of Directors.

(a) All powers granted to and vested in the district by this act, except as otherwise provided, shall be exercised by the board of directors of the district, to be designated the "Board of Directors of the Monterey Peninsula Airport District." The board of directors shall be the governing body of the district and, subject to the express limitations of this act, shall be vested with all powers necessary or convenient for a complete and adequate system of government for the district, consistent with the California Constitution, including all powers now or hereafter granted by general law to boards of directors or other governing bodies of airport districts in the state.

(b) The board of directors shall be comprised of five members, and shall be the legislative body of the district, each of the members of which shall have the right to vote upon all questions coming before it.

SEC. 5. Section 5 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 5. General District Elections. The district shall hold a general district election governed by the provisions of the Uniform District Election Law (Part 4 (commencing with Section 10500) of Division 10 of the Elections Code) for the election of directors on the first Tuesday after the first Monday in November of each even-numbered year.

SEC. 6. Section 5A of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 5A. Other Elections. All other district elections that may be held by authority of this act or any general law shall be held substantially in the manner provided in this act for general district elections or in conformity with the general law to the extent the general law provides for the procedure and manner of holding those elections.

SEC. 7. Section 5B of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 5B. Propositions. Any proposition that may lawfully be submitted to the voters of the district for their approval or rejection, may be submitted by the board of directors at any general district election, or other election called for that purpose.

SEC. 8. Section 5C of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 5C. Meetings of the Board of Directors. The board of directors shall provide by ordinance or resolution for the time and place of holding

its meetings and the manner in which its special meetings may be called. However, there shall be at least one regular meeting in each month. Any regular meeting may be adjourned to a date and hour certain, and the adjourned meeting shall be a regular meeting for all purposes. All legislative sessions of the board of directors, whether regular or special, shall be open to the public.

SEC. 9. Section 5D of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 5D. Quorum. A majority of the board of directors shall constitute a quorum for the transaction of business.

SEC. 10. Section 5E of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 5E. Conduct of Meetings. The board of directors shall determine its own rules of procedure for orderly meetings.

SEC. 11. Section 6 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 6. Legislation.

(a) (1) The board of directors shall act in legislative matters only by ordinance or resolution. Other actions of the board of directors, unless otherwise provided by this act, may be undertaken by resolution, motion, or order.

(2) The votes shall be counted upon the passage of all ordinances and resolutions, and entered upon the record of the proceedings of the board of directors. Upon the request of any member of the board of directors, the vote on any matter shall be recorded.

(3) No ordinance or resolution shall be passed without receiving the votes of at least three members of the board of directors.

(b) (1) Each ordinance shall be headed by a brief title, which shall indicate its purpose.

(2) The ordaining clause of all ordinances adopted by the board of directors shall be, "The Board of Directors of the Monterey Peninsula Airport District do ordain as follows:". The ordaining clause of all ordinances passed by initiative shall be, "The People of the Monterey Peninsula Airport District do ordain as follows:".

(c) (1) No ordinance shall be passed by the board of directors until at least five days after its introduction or until publication at least once in a newspaper of general circulation within the district at least three days before its adoption.

(2) When an ordinance is amended before its final adoption, and after its publication, it shall be republished in full as amended at least one day before its adoption as amended.

(3) Notwithstanding any other provision of this act, if the amendment is only for the correction of clerical errors or omissions of form, the ordinance need not be given a first reading or a republication as corrected.

(d) Except as otherwise provided by law, the levying of any tax or assessment or the imposing of any penalty shall be undertaken by ordinance.

(e) (1) No ordinance shall be amended or repealed except by ordinance. No ordinance shall be amended by reference to its title only.

(2) All ordinances shall be signed by the chairperson or acting chairperson of the board of directors and attested to by the secretary or acting secretary.

(3) All ordinances shall take effect 30 days after final passage and approval, except that any ordinance determined and declared by the board of directors to be necessary for the immediate preservation of the public peace, health, or safety of the district shall take effect immediately upon final passage, and a statement of facts constituting the urgency shall be set forth in the ordinance.

SEC. 12. Section 7 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 7. Officers. The members of the board of directors, the secretary of the board, a general manager, one or more assistant managers, an auditor, and district counsel are the officers of the district. No member of the board of directors shall be qualified for election or appointment as a member unless he or she has been a registered voter of the district for at least 30 days immediately preceding the deadline for filing nomination documents. Each member of the board of directors shall reside in the district during his or her incumbency. The board of directors shall, by ordinance, prescribe the powers, duties, and compensation of all the officers, unless those powers, duties, and compensation are prescribed by this act. In those cases, the board may, by ordinance, prescribe additional powers and duties for any officer consistent with this act.

SEC. 13. Section 7.5 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 7.5. Compensation.

(a) Each member of the board of directors shall receive compensation in an amount not to exceed the amount set forth in Section 22407 of the Public Utilities Code for each regular or special meeting of the board attended or each day's service rendered as a director at the request of the board, which amount shall be fixed by the board from time to time.

(b) Notwithstanding subdivision (a), no director shall receive compensation for more than four days in any calendar month.

(c) Each director shall also be allowed, with the approval of the board, all travel and other expenses necessarily incurred by the member in the actual performance of the member's duties. Reimbursement for expenses pursuant to this subdivision is subject to Sections 53232.2 and 53232.3 of the Government Code.

SEC. 14. Section 8 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 8. Subordinate Officers and Employees. The board of directors may create and abolish, by ordinance or resolution, all offices and employments other than those created by this act, fix the compensation, powers, and duties, of those offices and employments, and determine the procedure for removing any officer or employee therefrom.

SEC. 15. Section 9 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 9. Official Bonds. The board of directors shall fix the amount of all bonds to be required of district officers and employees, the mode of approving the bonds, and shall determine the particular officers and employees who shall be required to furnish bonds.

SEC. 16. Section 10 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 10. Oath of Office. Every officer of the district before entering upon the duties of office, shall take and subscribe the oath of office as provided for in the California Constitution and shall file it with the secretary of the board of directors.

SEC. 17. Section 11 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 11. Vacancies. A vacancy on the board of directors shall be filled pursuant to Section 1780 of the Government Code.

SEC. 18. Section 12 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 12. Delegation of Powers by Board of Directors. The board of directors may delegate any power, or powers, granted to the district, or to the board of directors, by this act, except legislative powers and ministerial functions specifically required by this act to be performed by the board or its officers, to other officers and employees of the district as the board determines to be proper and in the public interest, if that delegation of power is not in conflict with the California Constitution.

SEC. 19. Section 12.5 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 12.5. Collection of Fines. Notwithstanding any other provision of law, an amount equivalent to 50 percent of the total of all fines or forfeitures collected for violations of district ordinances shall be transferred, once a month, by the county treasurer to the account of the district.

SEC. 20. Section 13 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 13. Allocation of Property Taxes by County. The auditor of Monterey County shall allocate to the district its share of property tax revenue pursuant to Chapter 6 (commencing with Section 95) of Part 0.5 of Division 1 of the Revenue and Taxation Code.

SEC. 21. Section 14 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 14. Depositories. The board shall designate depositories for the custody of the funds of the district. A depository shall give security sufficient to secure the district against possible loss, and shall pay the warrants, checks, electronic fund transfer authorizations, and other instructions for payment prepared by the auditor for demands against the district under rules that the board may prescribe.

SEC. 22. Section 15 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 15. Auditor; Duties and Payment of Warrants.

(a) The auditor shall install and maintain a system of auditing and accounting that shall competently and at all times show the financial condition of the district. The system of auditing and accounting shall be consistent with generally accepted accounting principles.

(b) The auditor shall prepare warrants, checks, electronic fund transfer authorizations, and other instructions for payment to pay demands made against the district if the demands have been approved by at least three directors. The auditor's payment procedures shall be consistent with generally accepted accounting principles.

(c) Notwithstanding subdivision (b), warrants, checks, electronic fund transfer authorizations, or other forms for payment of claims or demands approved by the auditor in accordance with a budget approved by the board of directors need not be approved by one or more members of the board of directors prior to payment.

SEC. 23. Section 15.1 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 15.1. Claims. All claims for money or damages against the district are governed by Part 3 (commencing with Section 900) and Part 4 (commencing with Section 940) of Division 3.6 of Title 1 of the Government Code or by other statutes or regulations expressly applicable to claims for money or damages.

SEC. 24. Section 16 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 16. Construction Projects.

(a) In the erection, construction, improvement, and repair of all public buildings, structures, and airports of the district, and in supplying materials for those activities, when the expenditure exceeds the sum of five thousand dollars (\$5,000), the contract shall be awarded by the board of directors to the lowest responsible bidder after notice by publication in a newspaper of general circulation printed, published, and circulated in the district under conditions that the board may specify. The detailed procedure for carrying out this section shall be prescribed by ordinance.

(b) The board of directors may reject any and all bids presented, and may readvertise for other bids.

(c) The board of directors may determine and declare by a four-fifths vote of all its members that the work or improvement in question may be more economically or satisfactorily performed as a project of an agency of the federal or state government, and after the adoption of a resolution to that effect, it may proceed to have the work or improvement made through that agency and need not follow the requirements imposed by this section.

(d) This section shall not apply if the board elects to become subject to the Uniform Public Construction Cost Accounting Act (Chapter 2 (commencing with Section 22000) of Part 3 of Division 2 of the Public Contract Code).

SEC. 25. Section 17 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 17. Benefit Assessments for Operation and Maintenance. The district may levy benefit assessments for operations and maintenance consistent with the requirements of Article XIII D of the California Constitution, including, but not limited to, benefit assessments levied pursuant to any of the following:

(a) The Improvement Act of 1911 (Division 7 (commencing with Section 5000) of the Streets and Highways Code).

(b) The Improvement Bond Act of 1915 (Division 10 (commencing with Section 8500) of the Streets and Highways Code).

(c) The Municipal Improvement Act of 1913 (Division 12 (commencing with Section 10000) of the Streets and Highways Code).

(d) The Landscaping and Lighting Assessment Act of 1972 (Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways Code), notwithstanding Section 22501 of the Streets and Highways Code.

(e) Any other statutory authorization enacted on or after January 1, 2006.

SEC. 26. Section 18 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 18. Fiscal Year. The fiscal year of the Monterey Peninsula Airport District shall commence on the first day of July of each year, or at any other time fixed by ordinance.

SEC. 27. Section 19 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 19. Benefit Assessments to Finance Acquisition or Improvement. The district may levy benefit assessments to finance the acquisition of equipment, land or facilities or the improvement of land or facilities for airport purposes consistent with the requirements of Article XIII D of the California Constitution, including, but not limited to, benefit assessments levied pursuant to any of the following:

(a) The Improvement Act of 1911 (Division 7 (commencing with Section 5000) of the Streets and Highways Code).

(b) The Improvement Bond Act of 1915 (Division 10 (commencing with Section 8500) of the Streets and Highways Code).

(c) The Municipal Improvement Act of 1913 (Division 12 (commencing with Section 10000) of the Streets and Highways Code).

(d) The Landscaping and Lighting Assessment Act of 1972 (Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways Code, notwithstanding Section 22501 of the Streets and Highways Code).

(e) Any other statutory authorization enacted on or after January 1, 2006.

SEC. 28. Section 20 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 20. Levy of Special Tax. The district may levy special taxes pursuant to:

(a) Article 3.5 (commencing with Section 50075) of Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code. The special taxes shall be applied uniformly to all taxpayers or all real property within the district, except that unimproved property may be taxed at a lower rate than improved property.

(b) The Mello-Roos Community Facilities Act of 1982 (Chapter 2.5 (commencing with Section 53311) of Part 1 of Division 2 of Title 5 of the Government Code).

SEC. 29. Section 21 of the Monterey Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 21. Lien of District Taxes. All district taxes provided for in this act shall become delinquent at the same time as county taxes and shall be subject to the same penalties for delinquency. All district taxes shall be a lien on all the taxable property in the territory comprising the district and shall be of the same force and effect as liens for county taxes, and their collection shall be enforced by the same means as provided for the enforcement of liens for county taxes.

SEC. 30. Section 22 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 22. Acceptance of Revenue, Grants, Goods, or Services. The district may accept any revenue, money, grants, goods, or services from any federal, state, regional, or local agency or from any person for any lawful purpose of the district.

SEC. 31. Section 23 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 23. Borrowing. In addition to any other existing authority, the district may borrow money and incur indebtedness pursuant to Article 7 (commencing with Section 53820), Article 7.5 (commencing with Section 53840), Article 7.6 (commencing with Section 53850), and Article 7.7 (commencing with Section 53859) of Chapter 4 of Part 1 of Division 2 of Title 5 of the Government Code.

SEC. 32. Section 24 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 24. Alteration of Boundaries, Annexation of Contiguous Territory; Changes of Organization. The boundaries of the district may be altered and contiguous territory in the same county annexed thereto and other changes of organization or reorganizations made, as provided in the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Division 3 (commencing with Section 56000) of Title 5 of the Government Code).

SEC. 33. Section 25 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 25. Inapplicable Statutes. The Special Assessment Investigation, Limitation and Majority Protest Act of 1931 (Division 4 (commencing

with Section 2800) of the Streets and Highways Code) and any amendments to that act are not applicable to the district.

SEC. 34. Section 26 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 26. Value of Bonds. All bonds issued by the district under this act are hereby given the same force, value, effect, and use, as bonds issued by any municipality in this state, and shall be free and exempt from all taxation within the state.

SEC. 35. Section 27 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 27. Insertion of Provisions Prescribed as Condition for Federal Aid. The board of directors of the district may require the insertion in specifications and contracts for any airport district improvement or acquisition financed or paid for in whole or in part out of moneys obtained from the United States of America, or any department or agency thereof, as a loan, grant, or appropriation, provisions or terms as may be prescribed by the United States of America, or a federal department or agency, as a condition upon which those federal funds are loaned, granted, or appropriated.

SEC. 36. Section 28 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 28. Repeal of Act Not to Effect Bonds. No repeal or amendment of this act shall in any way affect or release any of the property in the district from the obligations of any outstanding bond or indebtedness of the district, nor shall any repeal or amendment become effective or operative in so far as those bonds or indebtedness are concerned until they have been fully paid and discharged.

SEC. 37. Section 29 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 29. Construction of Act. This act shall be liberally construed to promote the objects thereof, and to carry out its intents and purposes.

SEC. 38. Section 30 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 30. Constitutionality. If any section, or sections, or part of any section, of this act, is found to be unconstitutional or invalid, for any reason, the remainder of the act shall not thereby be invalidated, but shall remain in full force and effect.

SEC. 39. Section 31 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941) is amended to read:

Sec. 31. Title. This act shall be known and may be cited as the "Monterey Peninsula Airport District Act," and any reference to this act by that designation shall be deemed sufficient for all purposes.

SEC. 40. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district are the result of a program for which legislative authority was requested by that local agency

or school district, within the meaning of Section 17556 of the Government Code and Section 6 of Article XIII B of the California Constitution.

No reimbursement shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code for any other costs mandated by the state pursuant to this act. It is recognized, however, that a local agency or school district may pursue any remedies to obtain reimbursement available to it under Part 7 (commencing with Section 17500) and any other provisions of law.